IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1078 OF 2002

IN

APPEAL FROM ORDER ST.NO.46119 OF 2001

Kantilal Madhavlal Shah ...Applicant

Vs.

Smt.Thakorebai widow of
Shriniwas Khemraj & ors. ...Respondent

CORAM: A.S.OKA, J.

DATED: JANUARY 11, 2005.

P.C.:

1. Office noting shows that Respondent No.1 has expired prior to the year 2003. Office noting shows that no steps are taken for bringing on record the legal heirs of Respondent No.1. Hence Civil Application stands abated as against Respondent No.1. Respondent Nos.2 and 3 are duly served. Respondent No.4 is represented by an Advocate but no reply is filed.

2. Sufficient cause is made out for condonation of delay.

Civil Application is allowed in terms of prayer clause (a).

3. Place the Appeal as it is for Admission on 22nd February 2005. High on board.

Judge.